

**MINUTES OF: LICENSING SUB-COMMITTEE
HEARING UNDER THE LICENSING ACT 2003**

DATE OF MEETING: 18th September 2008

**PRESENT: Councillor Cheetham (Chairman)
Councillors Evans and C Pilling**

**IN ATTENDANCE: Ms C Birtwistle, Principal Legal Officer (Legal Advisor)
Miss S Chadwick, Licensing Administration
Officer (Licensing Officer)
Mr D Dobson, Senior Licensing Enforcement Officer
(Licensing Officer)
Mrs C Sharples, Committee and Member Services Officer
(Hearing Administrator)
Miss E Aceret, Committee Officer (Hearing Administrator)**

ALSO PRESENT: Applicant

1. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES

No apologies for absence were received.

2. DECLARATIONS OF INTEREST

No declarations of interest were made at the meeting.

3. CHAIRMAN'S INTRODUCTION

The Chairman welcomed all parties to the meeting.

**4. APPLICATION FOR A PREMISES LICENCE
AT: SCHOOL STREET MINI MARKET, STACKSTEADS, BACUP**

The Chairman introduced the Members of the Sub-Committee and the Officers present.

It was confirmed that two Interested Parties had returned their regulation 8 form notifying the Licensing Authority that they did not wish to attend; no parties wished to withdraw their representations.

5. REPORT OF THE LICENSING OFFICER

The Licensing Officer advised that all parties had been served with statutory notices prior to the hearing.

The Licensing Officer reported an amendment to paragraphs 6.1 and 6.6 of the report in that the application was for a new premises licence and not to vary a premises licence.

6. HEARING PROCESS

At the hearing, the Licensing Officer's report was presented and representations were made to the Sub-Committee by the Applicant.

7. DETERMINATION

Following representations made by all parties, the Chairman asked all present to leave the room in order that the Sub-Committee could give consideration to the application and representations made in respect thereof. The Legal Advisor and the Hearing Administrators remained in the room.

RESOLVED:

After giving consideration to all the written representations made by the Applicant and the Interested Parties and the verbal representations made at the meeting; and after giving proper consideration to the Licensing Objectives, the Sub-Committee appointed under the Licensing Act 2003 have decided:

THAT THE LICENCE BE GRANTED SUBJECT TO THE CONDITIONS PROPOSED ON THE OPERATING SCHEDULE, ANY MANDATORY CONDITION WHICH MUST BE INCLUDED IN THE LICENCE AND ADDITIONAL CONDITIONS

The licence will be granted subject to the conditions laid out in the operating schedule, any mandatory conditions and additional conditions which are considered necessary for the promotion of one or more of the licensing objectives, primarily that of:

- Prevention of Crime & Disorder
- Protection of Public Safety
- Prevention of Public Nuisance
- Protection of Children from Harm

The Licence to sell alcohol on the premises shall commence on the 15th October 2008.

1) Prevention of Crime and Disorder, Public Safety, Protection of Children From Harm

CCTV Camera

A tamper proof CCTV system shall be installed, maintained and operated at the premises in liaison with and to the satisfaction of Lancashire Constabulary and shall be used to record during all hours that the premises are open to the public.

Images

The images recorded by the CCTV system shall be retained in unedited form for a period of not less than 31 days.

Challenge 21 Policy

The Challenge 21 Scheme to be promoted by way of Notices being published in the premises:

There shall be in place for the premises a written policy to prevent the sale or supply of alcohol to persons under 21 years of age. That policy shall require any person who appears to be under the age of 21 years to produce one of the following forms of identification:

- A recognised proof of age card accredited under the British Retail Consortiums Proof of Age Standards Scheme (PASS)
- Photo driving licence
- Passport
- Citizen card supported by the Home Office
- Official ID card issued by HM Forces or European Union bearing a photograph and birth of the holder

A notice or notices shall be displayed in and at the entrance to the premises where they can be clearly seen and read and shall indicate that it is unlawful for persons under 18 to purchase alcohol or for any person to purchase alcohol on behalf of a person under 18 years of age.

2) Litter Bins

There shall be provided at the premises sufficient waste bins to enable the disposal of waste.

The meeting commenced at 5pm and closed at 6.05pm